



HCP(MD)Nos. 325 & 326 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 24.03.2025

CORAM

THE HONOURABLE **DR.JUSTICE G.JAYACHANDRAN**

ANDm

THE HONOURABLE **MS.JUSTICE R.POORNIMA**

H.C.P.(MD)Nos. 325 & 326 of 2025

H.C.P.(MD)No. 325 of 2025

Tamilarasi

.. Petitioner /Mother of
Detenue

Vs.

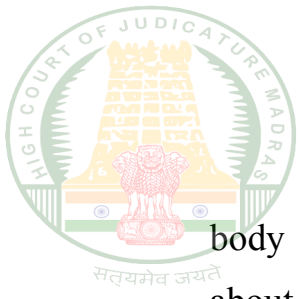
1. The State of Tamil Nadu,
Represented by The Inspector
General of Police (South Zone),
Bharathi Ula Veedhi,
Madurai.

2. The State of Tamilnadu,
Represented by Superintendent of Police,
Sivagangai District.

3. The State of Tamilnadu,
Represented by The Inspector of Police,
Ilaiyankudi Police Station,
Sivagangai District.

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to
issue a *Writ of Habeas Corpus*, directing the Respondents to produce the



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body or person of the detenu namely Kanagaraj S/o. Karuppasamy aged about 24 years before this Court and set him at liberty.

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For Petitioner :Mr.S.Vishnuvardhan

For Respondents :Mr.A.Thiruvadi Kumar,
Additional Public Prosecutor

H.C.P.(MD)No. 326 of 2025

Solaiyappan

.. Petitioner /Father of
Detenue

Vs.

State of Tamil Nadu,

1. The Superintendent of Police,
O/o. The Superintendent of Police,
Thoothukudi District.
2. The Inspector of Police,
O/o. Ilayangudi Police Station,
Sivagangai District.

.. Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a ***Writ of Habeas Corpus***, directing the Respondents to produce body or person of the petitioner's son namely Muthuselvam aged about 30 years before this Court and set him at liberty.



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For Petitioner :Mr.J.Suthakar
For Respondents :Mr.A.Thiruvadi Kumar
Additional Public Prosecutor

COMMON ORDER

DR.G.JAYACHANDRAN, J.

AND

R.POORNIMA, J.

These two Habeas Corpus Petitions are filed alleging that on behalf of the accused in Crime No34 of 2025 on the file of the Ilayankudi police station, on the premise that in the above case they were granted bail on condition that they shall report the police daily, accordingly, they were scrupulously complying the condition. While so, one of the accused by name, Muthuselvam was taken away by the uniformed persons when he was going to the Ilayandkudi Police station for complying with the order, that was witnessed by the other accused Muthuraj. The next day, the said Muthuraj was also taken away by the Police persons, but let out. Yet another co-accused in the said case by name Kanagaraj, was taken away by the uniformed persons along with Muthuselvam and they were whereabouts not known, hence these Habeas Corpus petitions are filed for production of body of Muthu Selvam and Kanagaraj.



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2. We have heard the learned counsel appearing for the petitioners and the learned Additional Public Prosecutor appearing for the respondents. We have also perused the records.

3. The Learned Additional Public Prosecutor appearing for the respondents has filed a detailed counter stating that both the Muthu Selvam and Kanagaraj were named accused in Crime No.42 of 2025 registered by the Ramanathapuram Town Police station, on the complaint given by one Muniasamy S/o.Perumal, through online on 24.01.2025. They were remanded before the Judicial Magistrate and presently they are under judicial custody in Sub-Jail, Ramanathapuram. They intricately denied that these detenus were under illegal custody by the police.

4. This Court on recording the fact that the detenus, Muthu Selvam and Kanagaraj and whose behalf H.C.P(MD)Nos.324 & 326 of 2025 alleging that they are detained illegally and whereabouts not known is factually not correct and their detention is by way of Judicial remand in connection in Crime No.42 of 2025 on the file of the Ramanathapuram Town P.S.



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5. According to the facts and circumstances, if at all there is

any ground for these two persons to seek bail, it is open to them to agitate the cause before the concerned Court seeking bail and Habeas Corpus Petition is not remedy for the petitioners,

6. In view of the above, these Habeas corpus Petitions are dismissed.

[G.J., J.] & [R.P., J.]
24.03.2025

NCC :Yes/No
Index:Yes/No
Internet:Yes/No
KSA



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To

1. The Inspector General of Police (South Zone),
Bharathi Ula Veedhi,
Madurai.
2. The Superintendent of Police,
Sivagangai District.
3. The Inspector of Police,
Ilaiyankudi Police Station,
Sivagangai District.
4. The Superintendent of Police,
O/o. The Superintendent of Police,
Thoothukudi District.
5. The Inspector of Police,
O/o. Ilayangudi Police Station,
Sivagangai District.
6. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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DR.G.JAYACHANDRAN, J.

and

R.POORNIMA, J.

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